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OFFICE OF PETITIONS

Moetteli & Associates SaRL
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Geneva 12 CH-12-11 CH SWITZERLAND

In re Application of :
Fortin, et al. : DECISION ON PETITION
Application No. 10/800,083 :
Filed: March 11, 2004 :
Atty. Dkt. No.: PUS-H002-002 :

This is a decision on the petition under 37 CFR 1.137(b), filed January 20, 2006, to revive the above-identified application.

The petition is **DISMISSED**.

Any request for reconsideration of this decision must be submitted within **TWO (2) MONTHS** from mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." This is not a final agency decision.

This application became abandoned September 3, 2005 for failure to timely reply to the non-final Office action mailed June 2, 2005. The non-final Office action set a three month shortened statutory period of time for reply. No extensions of time in accordance with 37 CFR 1.136(a) were timely requested. Notice of Abandonment was mailed January 20, 2006.

A grantable petition pursuant to 37 C.F.R. § 1.137(b) must be accompanied by: (1) the required reply to the outstanding Office action or notice, unless previously filed; (2) the petition fee as set forth in 37 C.F.R. § 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. § 1.137(b) was unintentional; and (4) any terminal disclaimer (and fee set forth in 37 C.F.R. § 1.20(d)) required pursuant to 37 C.F.R. § 1.137(c).

Submission of the required petition fee is a prerequisite prior to treatment on the merits of any petition submitted under 37 CFR 1.137(b). The required petition fee has not been received by

the USPTO despite reference to the submission of a fee payment in the instant petition.

Any renewed petition must include the required petition fee.

Further correspondence with respect to this matter should be addressed as follows:

By mail:

Mail Stop Petition

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

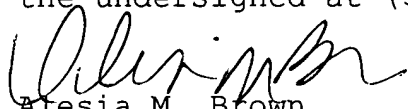
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(703) 872-9306

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401 Dulany Street
Alexandria, VA 22314

Telephone inquiries concerning this matter may be directed to the undersigned at (571) 272-3205.



Alesia M. Brown
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Office of Petitions